

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

TYRONE MASSEY,

Plaintiff,

-against-

CITY OF NEW YORK, et al.,

Defendants.

No. 1:20-CV-7622 (LTS) (RWL)

ORDER

On September 10, 2021, Plaintiff filed his Second Amended Complaint, see docket entry no. 48, which Magistrate Judge Lehrburger has adopted as the operative pleading in this action. (Docket entry no. 49.) Plaintiff's Second Amended Complaint no longer lists the City of New York as a defendant. (Id.) Because the City of New York's pending motion to dismiss addresses arguments as to Plaintiff's claims against individual defendants named in the Second Amended Complaint, it is hereby ORDERED that the City of New York's pending motion to dismiss is denied without prejudice to renewal by the individual defendants as against the amended pleading. This case remains referred to Magistrate Judge Lehrburger for general pretrial management. Docket entry no. 41 is resolved.

SO ORDERED.

Dated: November 2, 2021  
New York, New York

/s/ Laura Taylor Swain  
LAURA TAYLOR SWAIN  
Chief United States District Judge

Copy Mailed to:  
Tyrone Massey  
B&C No. 8952000522  
16-06 Hazen Street  
East Elmhurst, New York 11370